

PRODUCT: 19 cases, each containing 24 packages, of egg noodle and cheese dinner at Phoenix, Ariz.

LABEL, IN PART: (Packages) "Superio Egg Noodle and Cheese Dinner 5 oz. Egg Noodles, 1¼ oz. Grated American Cheese."

VIOLATION CHARGED: Misbranding, Section 403 (d), the container was so filled as to be misleading since there was an excessive amount of unfilled space in the package.

DISPOSITION: January 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to public institutions.

7505. Adulteration of macaroni and vermicelli. U. S. v. 11 Cases of Macaroni and Vermicelli. Default decree of condemnation and destruction. (F. D. C. No. 14181. Sample Nos. 74541-F, 74543-F.)

LABEL FILED: November 3, 1944, District of Montana.

ALLEGED SHIPMENT: On or about October 13, 1944, by the Favro Macaroni Manufacturing Co., from Seattle, Wash.

PRODUCT: 11 20-pound cases of macaroni and vermicelli at Anaconda, Mont.

LABEL, IN PART: "Lombardi Gro Anaconda WAS 100% Semolina Sedani [or "Long Capellini"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils, insect fragments, larvae, and rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 2, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7506. Misbranding of alimentary paste. U. S. v. 5 Cases of Alimentary Paste. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 13785. Sample No. 57334-F.)

LABEL FILED: September 20, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about June 1, 1944, by V. LaRosa & Sons, Inc., from Brooklyn, N. Y.

PRODUCT: 5 cases, each containing 20 1-pound cartons, of alimentary paste at North Bergen, N. J.

LABEL, IN PART: (Cartons) "LaRosa Grade A Lasagne No. 123 Made from No. 1 Semolina * * * Macaroni Products."

VIOLATION CHARGED: Misbranding, Section 403 (d), the container was so filled as to be misleading since the alimentary paste occupied less than 40 percent of the volume of the carton.

DISPOSITION: November 13, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable organization after destruction of the labels as directed by the Food and Drug Administration.

BAKERY PRODUCTS*

7507. Adulteration of bread. U. S. v. Continental Baking Co., Inc. (Certified Bakery Continental Baking Co.). Plea of guilty. Fine, \$1,000. (F. D. C. No. 12585. Sample Nos. 79301-F, 79302-F, 79309-F.)

INFORMATION FILED: November 9, 1944, District of Columbia, against the Continental Baking Co., Inc., trading as the Certified Bakery Continental Baking Co. at Washington, D. C.; charging that the defendant, on or about March 15 and 16, 1944, unlawfully manufactured and introduced into interstate commerce in the District of Columbia a quantity of bread that was adulterated.

LABEL, IN PART: (Portions, wrappers) "Sliced Certified Balanced Blend Wheat Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, rodent hair fragments, hairs resembling rodent hairs, larva head capsules, and one larva; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have become contaminated with filth.

*See also No. 7560.

DISPOSITION: November 9, 1944. A plea of guilty having been entered on behalf of the defendant, a fine of \$1,000 was imposed, to run concurrently on each of the 3 counts, a total fine of \$1,000.

7508. Adulteration of fruit cake. U. S. v. 96 Cakes, 180 Cakes, and 197 Cakes. Default decrees of condemnation. Portion of product ordered delivered to the National Zoological Park, for use as animal feed; remainder ordered destroyed. (F. D. C. Nos. 14654, 14655. Sample Nos. 92863-F, 92864-F.)

LIBELS FILED: December 15 and 26, 1944, District of Columbia and Eastern District of Virginia.

ALLEGED SHIPMENT: On or about October 27 and November 6, 1944, by the Chesapeake Baking Co., from Baltimore, Md., to Fort Meyer, Va. A portion was transferred from Fort Meyer, Va., to Washington, D. C., on or about November 17, 1944.

PRODUCT: 96 2-pound cakes and 180 3-pound cakes at Fort Meyer, Va., and 197 5-pound cakes at Washington, D. C.

LABEL, IN PART: (Tags) "High Grade Fruit Cake."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect fragments, and rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 4 and 22, 1945. No claimant having appeared, judgments of condemnation were entered and the lot at Washington was ordered delivered to the National Zoological Park, for use as animal feed, and the lots at Fort Meyer were ordered destroyed.

7509. Adulteration of soda crackers. U. S. v. 31 Cases and 77 Cases of Soda Crackers. Default decree ordering the product destroyed or reprocessed for use as animal feed. (F. D. C. Nos. 13742, 13907. Sample Nos. 87526-F, 87540-F.)

LIBEL FIELD: September 26 and October 5, 1944, District of Minnesota.

ALLEGED SHIPMENT: On or about July 17, 1944, by the Johnson Biscuit Co., from Sioux City, Iowa.

PRODUCT: 31 cases and 77 cases, each containing 18 2-pound boxes, at Detroit Lakes and Crookston, Minn., respectively.

LABEL, IN PART: "Slightly Salted * * * Our Family Soda Crackers."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: On or about November 24, 1944. No claimant having appeared, judgment was entered ordering that the product be destroyed or reprocessed and disposed of as animal feed by the United States marshal, under the supervision of the Food and Drug Administration.

7510. Adulteration of doughnuts and coffee buns. U. S. v. James G. Maselas (Washington Doughnut Co.). Plea of guilty. Fine, \$1,000. (F. D. C. No. 14221. Sample Nos. 79539-F, 79541-F.)

INFORMATION FILED: January 6, 1945, District of Columbia, against James G. Maselas, trading as the Washington Doughnut Co., Washington, D. C.; charging that the defendant, on or about May 31, 1944, unlawfully caused to be manufactured within the District of Columbia a quantity of the above-mentioned bakery products which were adulterated.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of filthy substances by reason of the presence of insect fragments, a storage larva, larvae cast skins, a head capsule, rodent hair fragments, and a hair resembling a cat hair; and, Section 402 (a) (4), they had been prepared, packed, and held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: January 6, 1945. A plea of guilty having been entered, the defendant was fined \$1,000.